

Attorney Docket No.: 108-182USANA0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Continuation Application of:

Applicants : Mark Schmidt, et al.
Application Serial No.: 10/342,441
Filing Date : January 12, 2003

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

DECLARATION UNDER C.F.R. 1.53(b)

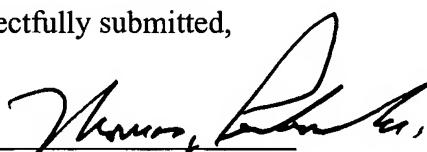
Sir:

I, Thomas J. Perkowski, Esq., attorney of record in the above identified case, hereby declare and certify that the attached Xerox copy of the application is a true copy of original co-pending Application Serial No. 10/342,441 filed January 12, 2003.

The undersigned declares further that all statements made herein are his own knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The present application continues prosecution of subject matter originally disclosed in co-pending Application Serial No. 10/342,441 filed January 12, 2003.

Respectfully submitted,



Thomas J. Perkowski, Esq.
Attorney for Applicants
Reg. No. 33,134
Thomas J. Perkowski, Esq., P.C.
Soundview Plaza
1266 East Main Street
Stamford, Connecticut 06902
203-357-1950
<http://www.tjpatlaw.com>

Dated: January 15, 2004

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. 1.10

I hereby certify that this correspondence is
being deposited with the United States Postal Service
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A Nadler

Mailer: Annemarie Nadler
Dated: January 15, 2004

Attorney Docket: 108-182USA000

**COMBINED DECLARATION OF INVENTORSHIP
AND POWER OF ATTORNEY**

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first and joint inventor of the claimed subject matter of the invention disclosed in U.S. Patent Application Serial No. 10/342,441 entitled "WIRELESS BAR CODE SYMBOL DRIVEN PORTABLE DATA TERMINAL (PDF) SYSTEM ADAPTED FOR SINGLE HANDED OPERATION", filed January 12, 2003 and for which a U.S. Letters Patent is sought.

I hereby state that I have reviewed and understand the contents of the above identified Application, including the Claims to Invention thereof.

Under 35 USC Section 120, I hereby claim priority to the filing dates of the following co-pending United States Patent Applications: 09/452,976, filed December 2, 1999; 09/204,176 filed December 3, 1998, and PCT/US99/28743 filed December 3, 1999.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56, including material information which became available between December 3, 1998, the filing date of prior Application No. 09/204,176, and the filing date of the present application on January 12, 2003.

I hereby appoint Thomas J. Perkowski, Esq., Reg. No. 33,134, of Soundview Plaza, 1266 East Main Street, Stamford, Connecticut 06902, to represent Applicants before the United States Patent and Trademark Office and to transact all business in connection with the above-referenced application, and any continuation, division and continuation-in-part applications thereof.

All statements made herein of my own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

Declaration of Inventorship and
Power of Attorney
USSN# 10/342,441

Please send all future correspondence in the above-referenced application to the undersigned attorney at the following address:

Thomas J. Perkowski, Esq., P.C.
Soundview Plaza
1266 East Main Street
Stamford, Connecticut 06902

Please direct all telephone calls to Thomas J. Perkowski, Esq., P.C. at (203)-357-1950.

First joint inventor, Mark C. Schmidt
Residence: 1659 Woodland Drive
Williamstown, New Jersey 08094
Post Office Address: same as above
Citizenship: USA
Date: 7-25-03

Second joint inventor, Garrett K. Russell
Residence: 1445 Brandywine Blvd.
Wilmington, Delaware 19809
Post Office Address: same as above
Citizenship: USA
Date: 7-25-03

Third joint inventor, C. Harry Knowles
Residence: 425 East Linden Street
Moorestown, New Jersey 08057
Post Office Address: same as above
Citizenship: USA
Date: 7/31/03

Fourth joint inventor, Xiaoxun Zhu
Residence: 699 Barton Run Blvd.
Marlton, New Jersey 08053
Post Office Address: same as above
Citizenship: P.R. China
Date: 07/24/2003

Declaration of Inventorship and
Power of Attorney
USSN# 10/342,441

Fifth joint inventor, Ka Man Au K. Au
Residence: 1224 Devereaux Avenue
Post Office Address: Philadelphia, Pennsylvania 19111
same as above
Citizenship: USA
Date: 7/31/03

Sixth joint inventor, Congwei Xu Congwei Xu
Residence: Room 203, No. 14 Building
Nanyuan New Village
Post Office Address: Suzhou, P.R. China
same as above
Citizenship: P.R. China
Date: 07/14/03

Seventh joint inventor, Liang Liu Liang Liu
Residence: Room 301, Building #18
Ling Tang New Village
Post Office Address: Suzhou China 215004, P.R. China
same as above
Citizenship: P.R. China
Date: 07/14/03

Eighth joint inventor, Kai Ji Kai Ji
Residence: Room 306, Building. 84
Dong Gang Village, Suzhou
No. 221 Xinshai Street
Post Office Address: China-Singapore Suzhou Industrial Park
Suzhou, Jiangsu Province
P.R. China
Citizenship: P.R. China
Date: 07/14/03

Ninth joint inventor, Wuqing Zhang Wuqing Zhang
Residence: No. 26 Friendship Road
Juegang Town, Rudong City
Post Office Address: Jiangsu Province 226410, P.R. China
same as above
Citizenship: P.R. China
Date: 10/14/03